

Journal of the House

FIFTY-FIFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, April 5, 2017, 10:00 a.m.

The House met pursuant to adjournment with Speaker Ryckman in the chair.

The roll was called with 125 members present.

Prayer by Chaplain Brubaker:

Creator God,
 We have noticed in the last few weeks
 how Spring has struggled to establish itself,
 warm and sunny one week,
 the last few days gloomy with dark skies and rain.
 Perhaps the same could be said about inside the chamber...
 one day decisions have been made that brighten their hopes,
 the next day, decisions made that cause some to feel
 as gray and gloomy as the sky.
 Today, Lord, I ask for discernment and clarity
 as they judge anew their adherence to
 principle, conviction, and commitment.
 Give them the ability to listen to one another and
 work cooperatively to solve the important issue of the day.
 Heal that which is broken—
 restore relationships that are separated by party lines—
 surprise the cynical—humble the exalted—
 and awaken the exhausted.
 In Your Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Sloan.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Claeys are spread upon the Journal:

It is an honor to stand here today with the principal, coaches and students from my alma mater, Sacred Heart High School in Salina.

With me at the well this morning are the members of the Knights Boys Basketball team.

Head Coach, Pat Martin; Assistant, Ashton Richards; Seniors, Quinn Riordan, Stratton Brown, Jake Brull and Zach Gaskill and starters, Trace Leners and Caleb Jordan. Team members are also seated in the East gallery.

The Sacred Heart High School Boys Basketball team completed a memorable season last month, with a 59-51 victory over St. John, in the Class 2A State Championship game at Bramlage Coliseum, capping off a 25 game winning streak, the second time in two seasons the Knights ended the season with a 25-1 record. A tremendous accomplishment for a great group of young men.

Colleagues, I present to you the 2017 Class 2A Boys Basketball Kansas State Champion, Sacred Heart Knights.

Rep. Claeys presented the Sacred Heart team and coaches with a framed House certificate.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Deere are spread upon the Journal:

I am excited for the opportunity to stand before you today to recognize two remarkable young women who are students from Lansing High School. Sisters Marie and Mykala Caraccilo are the recent winners of a national competition sponsored by DECA and Herff Jones!

Twenty teams from all over the country participated with the goal of increasing yearbook sales by creating a four-tier marketing plan. Marie and Mykala worked with their yearbook and DECA advisors to research sales history and buying patterns, create an interactive marketing plan, and conduct surveys of students and parents.

They entered the contest by submitting a 10-minute video detailing their project. Herff Jones executives chose the top three teams, flew them to Florida, where each team gave a 30-minute presentation of their project to a group of 25 corporate marketing executives from Herff Jones.

These executives were very impressed with Marie and Mykala's work, praised them, and encouraged them to continue working in the marketing field after high school. A week later, it was announced that the girls won 1st place in the competition and also won \$5,000 for travel to the International Career Development Conference in Anaheim, California later this month, where they will receive their award in front of approximately 18,000 students from the United States and Canada!

This is the 1st time in Kansas history for a team to compete and win this contest! This competition gave these young women a chance to practice real world skills in marketing, advertising, research, project development, and much more through a partnership with the LHS DECA and yearbook programs.

I see a very bright future ahead for Marie and Mykala!

I want to introduce everyone standing before you: DECA Sponsors, Dustin Myers and Kelsey Rook; Yearbook Sponsor, Heather Waters; LHS Principal, Steve Dike; Lansing Superintendent, Dr. Darrel Stufflebeam; Marie and Mykala's parents, Edward and Tracy Caraccilo; last, but not least, Marie and Mykala Caraccilo.

Please join me in presenting them with framed certificates from the Kansas House of Representatives and in congratulating them on this wonderful achievement!

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2420, AN ACT concerning taxation; relating to income tax, determination of Kansas adjusted gross income, rates, itemized deductions; sales and compensating use tax, rates, food and food ingredients; amending K.S.A. 2016 Supp. 79-32,110, 79-32,117, 79-32,120, 79-32,138, 79-3602, 79-3603, 79-3620, 79-3703 and 79-3710 and repealing the existing sections; also repealing K.S.A. 2016 Supp. 79-32,269, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2418**, **HB 2419**.

Federal and State Affairs: **HB 2417**.

MESSAGES FROM THE SENATE

The Senate nonconcurrs in House amendments to **SB 96**, requests a conference and has appointed Senators Tyson, Kerschen and Holland as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2067** and has appointed Senators Longbine, Billinger and Rogers as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2095** and has appointed Senators Petersen, Doll and Pettey as conferees on the part of the Senate.

The Senate accedes to the request of the House for a conference on **HB 2102** and has appointed Senators Bowers, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 96**.

Speaker Ryckman thereupon appointed Reps. Johnson, Phillips and Sawyer as conferees on the part of the House.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Judd-Jenkins, **HR 6028**, as follows, was introduced and adopted:

By Representative Judd-Jenkins

HR 6028—A RESOLUTION recognizing the Etzanoa Conservancy for its work to uncover the history of the great Native American settlement of Etzanoa.

A RESOLUTION recognizing the Etzanoa Conservancy for its work to uncover the history of the great Native American settlement of Etzanoa.

WHEREAS, In 1601, during an expedition from New Mexico into Texas, Oklahoma and Kansas, Don Juan de Oñate, the Spanish conquistador who founded New Mexico,

discovered what he called "the Great Settlement," which was known to the village's inhabitants as "Etzanoa"; and

WHEREAS, Etzanoa is also the likely location of a battle in 1601 between de Oñate's forces and a band of Wichita tribe ancestors, the Escanjaques as they were called by the Spanish; and

WHEREAS, It is accepted that the inhabitants of Etzanoa are the ancestors of the modern-day Wichita people of the Wichita and Affiliated Tribes; and

WHEREAS, The exact location of Etzanoa was unknown for many years, and several places, including Arkansas City, Kansas, were considered possible locations for the settlement; and

WHEREAS, With the revelation of new research and archaeological evidence, Dr. Donald Blakeslee, a Wichita State University Professor of Anthropology, became convinced that the east side of Arkansas City along the Walnut River was the location of Etzanoa; and

WHEREAS, In June, 2015, Dr. Blakeslee organized a research team of archaeologists, students and volunteers to conduct field work on the Etzanoa site and, as a result of this expedition, Dr. Blakeslee was able to confirm the site as the location of the settlement of Etzanoa; and

WHEREAS, The archaeological site of Etzanoa has the potential, based on the description of the settlement by de Oñate and artifacts found at the site, to be one of the largest Native American settlements to have existed in the United States; and

WHEREAS, This research would not have been possible without the contributions of Dr. Blakeslee, the V. J. Wilkins Foundation, the City of Arkansas City and the Arkansas City Historical Society; and

WHEREAS, Dr. Blakeslee believes that, based on the evidence, the Etzanoa archaeological site is a great candidate for being designated as both a World Heritage Site by UNESCO and a National Historic Landmark: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we recognize the Etzanoa Conservancy for its work to uncover the history of the great settlement of Etzanoa and the many individuals who have contributed time and finances to better understand this American treasure; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send 21 enrolled copies of this resolution to Representative Judd-Jenkins.

There being no objection the following remarks of Rep. Judd-Jenkins are spread upon the Journal:

In a renewed quest to find Quivira, the city of gold, Spanish conquistador Don Juan de Onate lead an army expedition in 1601, north and east from New Mexico into Texas, Oklahoma and Kansas. This founder of the colony of New Mexico discovered what he called the "Great Settlement," called "ETZANOA" by the natives. The journals of this expedition comprise a large volume of materials, including a map drawn by Spanish expedition member Enrique Martinez. An Etzanoan native enslaved by the expedition drew an additional map. The extensive transcripts of interrogations of the army of Spanish explorers detailing their visit to ETZANOA are preserved in Seville, Spain. The exact modern day location of ETZANOA had been debated for years among archaeologists.

In the 1870's the early residents of Arkansas City found many Native American artifacts. Large mounds of river mussel shells, rock Petroglyphs, earth pits full of bones, broken pots, and tools. Citizens of Arkansas City have always known this fork of the Arkansas and Walnut Rivers was someplace special long before settlers had ever arrived.

Prior to the new bypass being built in the 1990's, a Kansas State Historical Society survey discovered artifacts dating from 600-1800 AD, determined through carbon dating. There have been numerous artifacts from other periods discovered in Cowley County and the surrounding area that date back at least 10,000 years.

Wichita State University archeology professor, Dr. Don Blakeslee, organized a research team of archaeologists, students and volunteers in the Arkansas City area in June 2015. The team included a very sophisticated Mobile Archeology Lab and highly regarded archaeology professionals using noninvasive sensing equipment to begin the detailed research needed to prove that Arkansas City is the exact location of ETZANOA.

Based on the evidence, the ETZANOA archaeological site of a 5 mile long settlement of an estimated 20,000 ancestors of the Wichita tribe, thrived from about 1425 to the early 1700's. Archaeologists agree that a city of this size would be the second-largest prehistoric Native American site ever discovered in the U.S. and Canada, making it a possible candidate for being designated as both a World Heritage Site by UNESCO and a National Historic Landmark.

With the generous funding of the V.J. Wilkins Foundation, the Archaeology Channel spent two weeks filming the 2015 archaeological studies conducted by Dr. Blakeslee and his teams, with cooperation and support from the city of Arkansas City, and the Arkansas City Historical Society. Today in the Statehouse Visitors Center Auditorium you may view this fascinating 28-minute film titled "QUIVIRA: CONQUISTADORS ON THE PLAINS" describing the work and discovery of the true ETZANOA on the banks of the Walnut River in south central Kansas, just above the Oklahoma border.

Rep. Judd-Jenkins introduced the following guests to the House that were an integral in the discovery, preservation and promotion of ETZANOA: Dr. Don Blakeslee, Wichita University, Professor of Archaeology; Dr. Robert Hoard, Kansas State archaeologist; Otis Morrow, V.J. Wilkins Foundation Trustee; Karen Zeller, V.J. Wilkins Foundation Trustee; Otis Morrow, V.J. Wilkins Foundation Trustee; Nick Hernandez, Arkansas City Manager; Jay Warren, Arkansas City Councilman and former Mayor; Hap McLeod, ETZANOA Conservancy President, archaeological site land owner; Adam Ziegler, Lawrence Free State High School, and discoverer of the first Spanish Artifact confirming the site of the ETZANOA battle; Jann Ziegler, ETZANOA Conservancy member and grandmother of Adam Ziegler; Carol House, ETZANOA Conservancy member and archaeological site land owner; Jason Smith, ETZANOA Conservancy member and Foss Farrar, ETZANOA Conservancy member, archaeological site land owner and freelance news reporter.

I welcome you to celebrate this great American treasure recently discovered in the great state of Kansas.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2408, AN ACT concerning the department of revenue; relating to persons with access to federal tax information; fingerprinting, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 1; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Schroeder.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

HB 2409, AN ACT concerning state contracts; relating to contract requirements; limitations on procurement, investment or other policy, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 9; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alford, Arnberger, Aurand, Baker, Ballard, Barker, Becker, Blex, Brim, Burroughs, Campbell, Carlin, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: Alcalá, Awerkamp, Bishop, Carmichael, Finney, Highberger, Kuether, Miller, Ruiz.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

EXPLANATIONS OF VOTE

MR. SPEAKER: I vote NO on **HB 2409**. The occupation of the Gaza Strip and the West Bank by the State of Israel is in its 50th year, and there is no end in sight. The government of Israel continues to build and expand settlements in the occupied West Bank, in defiance of our own government and in violation of international law. Despite that, I do not oppose the section of this bill that prevents our state from boycotting the State of Israel. I do oppose the section that requires state contractors to provide a certificate of political correctness, because I think that puts us on a very slippery slope and may well be unconstitutional. – DENNIS “BOOG” HIGHBERGER, JOHN ALCALA, GAIL FINNEY

MR. SPEAKER: I vote “aye” on **HB 2409**. Israel is a strong trade partner with Kansas, and any company openly boycotting Israel and its products, is perpetrating an act of economic warfare against a Kansas trade partner and ally. It is in our financial interest to continue our strong trade partnership with Israel, advocate for our ally, and defend the companies who have decided to make a financial investment in Kansas. I stand with Israel. – BILL SUTTON, JOHN RESMAN, LESLIE OSTERMAN, SUSAN HUMPHRIES, TREVOR JACOBS, ERIC L. SMITH, CHUCK WEBER, RANDY GARBER, LEO DELPERDANG, KEITH ESAU, RANDY POWELL

MR. SPEAKER: I vote “No” on **HB 2409**, not because I support a boycott of the Nation of Israel. Israel is a friend of our country and our state. Instead, I vote “No” on **HB 2409** because it imposes an unnecessary regulatory burden on Kansas businesses. – JOHN CARMICHAEL

On motion of Rep. Hineman, the House resolved into the Committee of the Whole, with Rep. Hoffman in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Hoffman, Committee of the Whole report, as follows, was adopted:

Recommended that committee report to **HB 2180** be adopted; on motion of Rep. Tarwater to amend **HB 2180**, the motion did not prevail.

Also, on motion of Rep. Weber to re-refer **HB 2180** to Committee on Appropriations the motion did not prevail; and the bill be passed as amended.

Committee report to **HB 2279** be adopted; on motion of Rep. Burroughs to amend **HB 2279**, the motion did not prevail; and the bill be passed as amended.

Committee report to **SB 23** be adopted; on motion of Rep. Carmichael, **SB 23** be amended as amended by House Committee on page 2, following line 40, by inserting:

"New Sec. 4. The securities commissioner and any attorney licensed to practice law in the state of Kansas who works in the office of the securities commissioner of Kansas shall be prohibited from having any outside additional professional employment.";

And by renumbering sections accordingly

Also, on motion of Rep. Miller to amend **SB 23**, the motion did not prevail; and the bill be passed as amended.

Committee report to recommending a Substitute Bill to **HB 2230** be adopted; and the substitute bill be passed.

MESSAGES FROM THE SENATE

The Senate nonconcur in House amendments to **H Sub for SB 70**, requests a conference and has appointed Senators LaTurner, Estes and Faust-Goudeau as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 83**, requests a conference and has appointed Senators LaTurner, Estes and Faust-Goudeau as conferees on the part of the Senate.

INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **H Sub for SB 70**.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

On motion of Rep. Hineman, the House acceded to the request of the Senate for a conference on **SB 83**.

Speaker pro tem Schwab thereupon appointed Reps. Barker, Highland and Ruiz as conferees on the part of the House.

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Osterman to replace Rep. Houser on Committee on Federal and State Affairs on April 6, 2017.

On motion of Rep. Hineman, the House recessed until 3:00 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker pro tem Schwab in the chair.

MESSAGES FROM THE GOVERNOR

HB 2066, HB 2164 approved on April 5, 2017.

MOTIONS TO CONCUR AND NONCONCUR

On motion of Rep. Alford, the House concurred in Senate amendments to **S Sub for HB 2304**, AN ACT concerning child care facilities; relating to infant sleeping equipment and sleeping areas; individuals maintaining or residing, working or volunteering in such facilities; background checks; amending K.S.A. 2016 Supp. 65-508 and 65-516 and repealing the existing sections.

Call of the House was demanded.

On roll call, the vote was: Yeas 118; Nays 6; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claeyes, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere,

Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Finch, Finney, Francis, Frownfelter, Gallagher, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jennings, Johnson, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: DeGraaf, Esau, Garber, Jacobs, K. Jones, R. Powell.

Present but not voting: None.

Absent or not voting: Ruiz.

On motion of Rep. Osterman, the House concurred in Senate amendments to **S Sub for HB 2174**, AN ACT concerning motor vehicles; relating to registration, decals for persons with disabilities; distinctive license plates; decals for certain military medals or badges; amending K.S.A. 8-1,126 and K.S.A. 2016 Supp. 8-1,125 and 8-1,156 and repealing the existing sections.

(The House requested the Senate to return the bill, which was in conference).

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Arnberger, Aurand, Awerkamp, Baker, Ballard, Barker, Becker, Bishop, Blex, Brim, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Deere, DeGraaf, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Houser, Huebert, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Lakin, Landwehr, Lewis, Lusk, Lusker, Markley, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Terrell, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Ruiz.

CONFERENCE COMMITTEE REPORTS

MADAM PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2052** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill as printed with Senate Committee of the Whole amendments, as follows:

On page 1, in line 14, after the second comma by inserting "and"; also in line 14, by striking "and June 30, 2025,";

On page 7, following line 4, by inserting:

"Community aid (039-00-1000-3004).....\$40,283,925";

Also on page 7, by striking all in lines 41 through 43;

On page 8, by striking all in lines 1 through 11;

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 11, in line 41, by striking "\$300,000" and inserting "\$2,109,429";

On page 18, following line 29, by inserting:

"Sec. 39. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary of corrections, from moneys appropriated from the state general fund or any special revenue fund or funds for the department of corrections for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary of corrections from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Leavenworth county, Kansas, subject to the provisions of this section:

TRACT I

The Fractional East 1/2 of the Northeast 1/4 of Section 30, Township 9 South, Range 23 East of the 6th P.M., Leavenworth County, Kansas, LESS any part thereof taken or used for road purposes.

ALSO LESS

Beginning at a point in the center of the North Line of the Northeast Quarter of Section 30, Township 9 South, Range 23 East of the 6th P.M., in Leavenworth County, Kansas; thence East 447 feet; thence South 500 feet; thence West 121 feet; thence South 820 feet; thence West 325 feet; thence North 1320 feet to the place of beginning.

ALSO LESS

Beginning from the northeast corner of Section 30, Township 9, Range 22 East, thence due South a distance of 750 feet, thence due West a distance of 750 feet, thence North a distance of 750 feet, and thence East 750 feet to the point of beginning, said parcel of land leased to the City of Lansing, Kansas, for park purposes pursuant to Amended Lease Agreement recorded in Book 870, Page 1295.

AND

TRACT II

Commencing at the Southwest corner of the Northeast Quarter of Section 30, Township 9 South, Range 23 East of the 6th P.M., Leavenworth County, Kansas; thence North 60 rods; thence East 80 rods; thence South 60 rods; thence West 80 rods to the place of beginning, LESS any part thereof taken or used for road purposes.

(b) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary of corrections without having first advised and consulted with the joint committee on state building construction.

(c) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property

described in subsection (a) shall not require approval of the state finance council.

(d) When the sale is made, the proceeds thereof shall be deposited in the state treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(e) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(f) In the event that the secretary of corrections determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 40. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary for children and families, from moneys appropriated from the state general fund or any special revenue fund or funds for the Kansas department for children and families for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary for children and families from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Neosho county, Kansas, subject to the provisions of this section:

The South Half of the Southeast Quarter (S/2 SE/4) of Section Nineteen (19), Township Twenty-seven (27) South, Range Eighteen (18) East of the 6th P. M., excepting therefrom five (5) tracts of land described as follows:

a. The North Ten (10) acres of the Southeast Quarter of this Southeast Quarter (SE/4 SE/4) of said section Nineteen (19);

b. Beginning at a point on Plummer Avenue, 330 feet south of the northeast corner of the South Half of the Southeast Quarter (S/2 SE/4) of said Section Nineteen (19), thence west parallel with the north line of said eighty, 1320 feet; thence south 330 feet on a line parallel with the east line of said eighty; thence east 1320 feet on a line parallel with the north line of said eighty; thence north along said east line to the point of beginning, containing 10 acres;

c. Beginning at a point 495 feet north of the southeast corner of said Section Nineteen (19), thence north 165 feet to the southeast corner of 10-acre tract previously sold to Guy Umbarger; thence west along the south line of said Umbarger 10-acre tract, 792 feet; thence south on a line parallel to the east line, 165 feet; thence east on a line parallel to said Umbarger tract to point of beginning, containing approximately 3 acres;

d. Beginning at the southeast corner of said Section Nineteen (19), thence west along the south line of said section 690 feet; thence northerly 445 feet; thence easterly 690 feet to a point on the east line of said section, 445 feet north of the southeast corner of said section; thence south along said east line 445 feet to the point of beginning. The above includes 30 feet of road right-of-way along the south side used for Seventh Street and 30 feet of road right-of-way along the east side used for Plummer Avenue. Including the road rights-of-way, the above includes 7.05 acres, more or less; and

e. Beginning at a point 30 feet north of and 690 feet west of the southeast corner of the Southeast Quarter (SE/4) of said Section Nineteen (19); thence west along right-of-way line of present road, 1950 feet, more or less, to the west line of said Southeast

Quarter (SE/4); thence north along the west line of said Southeast Quarter (SE/4), 10 feet; thence east parallel to and 10 feet north of the present right-of-way, 1950 feet, more or less, to a point 690 feet west of and 40 feet north of the southeast corner of said Southeast Quarter (SE/4); thence south 10 feet to the point of beginning, containing .44 acres, more or less, condemned for highway purposes.

(b) During fiscal year 2017, the real property described in subsection (a) shall be sold or conveyed to the Neosho memorial regional medical center, at the price agreed upon between the parties.

(c) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary for children and families without having first advised and consulted with the joint committee on state building construction.

(d) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property described in subsection (a) shall not require approval of the state finance council.

(e) When the sale is made, the proceeds thereof shall be deposited in the state treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(f) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(g) In the event that the secretary for children and families determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

(h) On the effective date of this act, the provisions of section 104(d) of chapter 12 of the 2016 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect.

Sec. 41. (a) During the fiscal year ending June 30, 2017, in addition to the other purposes for which expenditures may be made by the secretary for children and families, from moneys appropriated from the state general fund or any special revenue fund or funds for the Kansas department for children and families for fiscal year 2017 by chapter 104 of the 2015 Session Laws of Kansas, chapters 12 and 111 of the 2016 Session Laws of Kansas, this act or any other appropriation act of the 2017 regular session of the legislature, expenditures shall be made by the secretary for children and families from the state general fund or from any special revenue fund or funds for fiscal year 2017, for the secretary, on behalf of the state of Kansas, to sell and convey all of the rights, title and interest in the following tracts of real estate located in Sedgwick county, Kansas, subject to the provisions of this section:

Lot 5, except the North 2 feet, all of Lot 7, and the North 4 feet of Lot 9, Palisade Avenue, Fair Grounds addition to the City of Wichita, Sedgwick County, Kansas; commonly known as 2105 Palisade, Wichita, Kansas.

(b) No sale or conveyance of the real property described in subsection (a) shall be authorized or approved by the secretary for children and families without having first advised and consulted with the joint committee on state building construction.

(c) Notwithstanding the provisions of K.S.A. 2016 Supp. 75-6609(c), and amendments thereto, or any other statute, the sale or conveyance of the real property described in subsection (a) shall not require approval of the state finance council.

(d) When the sale is made, the proceeds thereof shall be deposited in the state

treasury in accordance with the provisions of K.S.A. 2016 Supp. 75-6609(f), and amendments thereto.

(e) The conveyance of real property authorized by this section shall not be subject to the provisions of K.S.A. 75-3043a, and amendments thereto.

(f) In the event that the secretary for children and families determines that the legal description of the parcel described by this section is incorrect, the secretary of administration may convey the property utilizing the correct legal description but the deed conveying the property shall be subject to the approval of the attorney general.

Sec. 42. On the effective date of this act, the provisions of section 50 of chapter 111 of the 2016 Session Laws of Kansas are hereby declared to be null and void and shall have no force and effect ";

On page 28, in line 37, by striking "June 1" and inserting "or before June 27";

On page 29, in line 11, by striking "June 30, 2018,"; in line 13, by striking "¹/₇" and inserting "¹/₆"; in line 27, after the fourth comma by inserting "and"; also in line 27, by striking "and June 30, 2025,"; in line 28, by striking "¹/₇" and inserting "¹/₆";

And by renumbering sections accordingly;

On page 1, in the title, in line 3, after the fifth comma by inserting "and"; also in line 3, by striking "and June 30, 2025,";

And your committee on conference recommends the adoption of this report.

CAROLYN MCGINN
RICK BILLINGER
LAURA KELLY
Conferees on part of Senate

TROY WAYMASTER
ERIN DAVIS
KATHY WOLFE MOORE
Conferees on part of House

On motion of Rep. Waymaster to adopt the conference committee report on **S Sub for Sub HB 2052**, Rep. Davis offered a substitute motion to not adopt the conference committee report, and that a new conference committee be appointed.

The substitute motion of Rep. Davis prevailed and Speaker pro tem Schwab thereupon appointed Reps. Waymaster, E. Davis and Wolfe Moore as second conferees on the part of the House.

MESSAGES FROM THE SENATE

The Senate concurs in House amendments to **SB 20**, and requests return of the bill.

The Senate concurs in House amendments to **H Sub for SB 51**, and requests return of the bill.

The Senate concurs in House amendments to **SB 65**, and requests return of the bill.

The Senate adopts the Conference Committee report on **HB 2080**.

REPORT ON ENGROSSED BILLS

HB 2043, HB 2094, HB 2137 reported correctly engrossed April 4, 2017.

S Sub for HB 2055 reported correctly engrossed April 5, 2017.

REPORT ON REENGROSSED BILLS

HB 2006 reported correctly reengrossed April 4, 2017

On motion of Rep. Hineman, the House adjourned until 10:00 a.m., Thursday, April 6, 2017.

BECKIE HENDRICKS, JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

